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VALENTI AGGIO, DOROTHY L. AGGIO AND
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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

VALENTI AGGIO, DOROTHY L.
AGGIO AND LIVIO J. AGGIO,

Plaintiffs,

vs.

ESTATE OF JOSEPH AGGIO, deceased,
Defendant.

Case No. C04-04357 PJH

**STIPULATION AND [PROPOSED]
ORDER TO EXTEND THE BRIEFING
SCHEDULE FOR DEFENDANT'S
MOTION TO DISMISS AND
DEFENDANT'S MOTION FOR
SUMMARY JUDGMENT**

Plaintiffs Valenti Aggio, Dorothy L. Aggio and Livio J. Aggio ("Plaintiffs") and Sequoia Insurance Company, on behalf of Defendant the Estate of Joseph Aggio ("Defendant") (collectively, "Parties") agree that the briefing schedule for Defendant's Motion to Dismiss and Defendant's Motion for Summary Judgment, both filed on July 18, 2005 and scheduled for hearing on August 24, 2005 will be extended. The Parties agree that Plaintiffs' Oppositions to these motions will be due on August 10 and Defendants' Replies in support of these motions will be due on August 24. The Parties further agree that the hearing for these motions will be held on September 7, 2005.

1 DATED: July __, 2005

FARELLA BRAUN & MARTEL LLP

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3 By: Louise A. Warren

Louise A. Warren

4 Attorneys for Plaintiffs

5 VALENTI AGGIO, DOROTHY L. AGGIO
6 and LIVIO J. AGGIO

7 DATED: July 21, 2005

ARCHER NORRIS

8
9 By: Rand L. Clifton

Rand L. Clifton

10 Attorneys for SEQUOIA INSURANCE

11 COMPANY IN ITS CAPACITY AS

12 LIABILITY INSURER FOR DEFENDANT
13 THE ESTATE OF JOSEPH AGGIO

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15 IT IS SO ORDERED that Plaintiffs' Oppositions to Defendant's Motion to Dismiss and
16 Defendant's Motion for Summary Judgment will be due on August 10, 2005 and that Defendant's
17 Replies in support of these motions will be due on August 24, 2005. The hearing for these
18 motions will be held on September 7, 2005.

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20 DATED this 22nd day of July, 2005.

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22 Phyllis J. Hamilton
23 HONORABLE PHYLLIS J. HAMILTON